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To: Examiner DWAYNE JONES
USPTO / ART UNIT 1614

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Pages: TEN (10) including this cover
page

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Date: 10/13/2005

Re: U.S. Patent Application
10/628,089

CC:

Response to Office Action and
Preliminary Amendment

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**RECEIVED
CENTRAL FAX CENTER****OCT 13 2005**Application/Control Number: 10/628,089
Art Unit 1614

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SIGNATURE OF PERSON MAILING DOCUMENTOctober 14, 2005
DATE OF SIGNATURE**ALSO BY FAX TO: (571) 273-8300****IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

In the Application of)

David Lew Simon)

For: "Improved Opioid Pharmaceutical
Compositions")

Examiner: Dwayne Jones

Group Art Unit: 1614

Serial No.: 10/628,089)

Filed: July 25, 2003)

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450**Response to Office Action****PRELIMINARY AMENDMENT**

Sir:

In response to the Office Action dated and mailed September 16, 2005, averring
a requirement for election/restriction under 35 U.S.C. 121, this preliminary amendment
is herein submitted.

Reconsideration and allowance of the above-identified patent application are
respectfully requested.

Response to Office Action of 9/16/2005
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